

**MINUTES OF COMMISSION COMBINED WORKING SESSION AND REGULAR
SESSION MEETING HELD AUGUST 20, 2012, BEGINNING AT 9:00 A.M. IN
CONFERENCE ROOM #1, IN DUCHESNE, UTAH**

Present

Commission Chairman Kirk J. Wood, Commissioner Kent R. Peatross, Deputy County Attorney Marea A. Doherty, Public Works Director Glen Murphy, Kathryn and Stan Larsen, Winter River, LeeAnn Hill, Neil White with Karl's Carpet, and Commission Assistant BobbiJo Casper taking minutes of the meeting.

Absent

Commissioner Ron Winterton.

Public Works/Landfill Department Update

Uintah Basin Standard Reporter Steve Puro joined the meeting at 9:10A.M...

Director Murphy reported that the Road Department is currently working on County Road 46 in Myton. We will oil it to the Uintah County line. After we finish there, we have a few other projects including: oiling the salt shed parking lot in Myton, a combined project with Newfield on Bert Jenson's road, and edging. We will have enough rotomill in the Altamont area to do around three miles worth this fall and will wait to chip and seal next spring.

Director Murphy asked what he should do about the Arcadia Road. Commissioner Peatross stated that we need to discuss the water line issue with Duchesne County Water Conservancy District. We are meeting with Horrocks Engineers in a few weeks and will discuss this issue with them.

Director Murphy stated that there is still a problem on Orange Mountain with locked gates, but we need more information and we need to have Surveyor Jerry Allred survey that area. Attorney Doherty stated that she hasn't had a chance to review documents from former Deputy County Attorney Jonathan Stearmer, who was present when this issue was first addressed. Director Murphy stated that he received a letter from Elizabeth Harris who was here on this issue about a year ago; she is requesting that the gate be removed.

Director Murphy reported that there will be a fencing crew at the Landfill in a few weeks to put the fence up. We are waiting for the results from the samples, once we receive those, we will hold a meeting.

Public Comment/Other Discussion

Mr. Larsen stated that the county has been neglecting its engineering duties on roads in Vista Valley. People are creating their own roads wherever they want. There are no signs of any kind and he believes that it's the county's responsibility to put up signs. Mrs. Larsen stated that a lot of private roads are going through other peoples' properties. Commissioner Peatross stated that it depends on the conditions of which roads are owned by the county, some of those roads are not county roads. If they aren't county roads, it's a civil matter between the property owner and whoever builds the road. We need to look at the plot maps to see which roads are county roads and which ones are private. Some of them were held back in dedication to the private property owners. Chairman Wood stated that you need to discuss this with County/Community Planning Administrator Mike Hyde. A lot of roads haven't been adopted by the county because they haven't been brought up to county standards. Commissioner Peatross stated that we have a real disaster out there. These days, when a subdivision goes in, Director Murphy goes out and inspects the roads to make sure they are where they need to be.

Mrs. Larsen stated that Fruitland residents feel that they are ignored when it comes to the county fair because they didn't receive any fair books in that area. Commissioner Peatross stated that's a good observation and he will mention that to the fair board. Fruitland residents are as much a part of the fair as anyone.

Discussion Of A Draft Letter Regarding A Request To Amend The FY 2013 Interior Appropriations Bill To Expressly Bar Implementation And Enforcement Of BLM Manuals 6301 And 6320

County/Community Planning Administrator Mike Hyde joined the meeting at 9:15A.M...

Administrator Hyde stated that Mark Ward with the Utah Association of Counties (UAC) send an email regarding the Department of Interiors latest effort to do a back door approach on wilderness. The letter is a request that congress put a spending moratorium on this latest ploy by the Department of Interior. We anticipate that many other counties will be sending a similar letter. Both commissioners agreed that the letter looks good.

Discussion Of A Draft Letter Regarding A New Rule Proposed By The BLM For Hydraulic Fracturing (Fracing) For Oil And Natural Gas Development

Administrator Hyde stated that we were requested to provide a letter of comment on the BLMs proposed hydraulic fracturing rules. Monica Deromedi with EIS Solutions in Wyoming is formalizing support across the west to oppose the BLM fracturing rules because for one it's redundant with State rules already in effect that regulate well drilling fracing. The costs of this rule are anticipated to be \$1.4 and \$1.6 billion a year or \$253,000 per new well. We anticipate that there will be an increase in administrative barriers to economic growth and job creation. We are fearful that the BLM is trying to take control over state water rights. We question how the BLM can get into this program implementing these new rules and getting into fracing when they have a hard time keeping up with the APD's. We are thinking that federal budgets will not be increasing in the future because of the deficits. Commissioner Peatross stated that he agrees with Administrator Hyde and feels that the whole ploy is that they can't manage it so they will just shut it down, that's what the movement is about. Administrator Hyde stated that basically this is unnecessary and it would cost a lot of money, time, and delay, so we are against this. Commissioner Peatross stated that the letter looks good. Chairman Wood stated that we appreciate Administrator Hyde's work on the letter.

Consideration Of Bids For Labor And Materials For Carpet Removal And Installation Of Carpet And Tile At The Crossroads Senior Center In Roosevelt

Building & Grounds Supervisor Shane Jenkins joined to meeting at 9:32 A.M...

Supervisor Jenkins stated that we opened bids for this last week and found that one was one hundred yards shy, so we asked for revised bids. Karl's Carpets new bid is thirty eight thousand seven hundred fifty three dollars and eleven cents (\$38,753.11). Western Wholesale's new bid is thirty seven thousand four hundred ninety dollars (\$37,490.00). His recommendation is Karl's Carpets, because they are local, so they get the five percent (5%) local preference. *Commissioner Peatross motioned to follow Supervisor Jenkins recommendation and award the bid to Karl's Carpet in the amount of thirty eight thousand seven hundred fifty three dollars and eleven cents (\$38,753.11). Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.*

Consideration Of Bids For Labor And Materials For Restroom Remodels At The Duchesne County Library And Administration Building In Duchesne

Supervisor Jenkins stated that we opened a bid on this last week. In doing research he discovered that the bidder is independent and doesn't have a contractor's license. His recommendation is to close the bid and look for a different contractor with appropriate licenses.

Consideration of Payment Vouchers

Deputy Clerk Auditor Connie Sweat joined the meeting at 9:40 A.M...

The commission reviewed voucher #122432 dated August 15, 2012, in the amount of thirty thousand ninety four dollars and ninety seven cents (\$30,094.97). The commission also reviewed vouchers #122443 through 122501 dated August 20, 2012, in the amount of one hundred twenty four thousand nine hundred thirty six dollars and twenty eight cents (\$124,936.28) as presented by Deputy Clerk Sweat. *Commissioner Peatross motioned to approve the vouchers as presented by the Clerk Auditor's Office. Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.*

Tax Adjustment –Assessor

Commissioner Peatross motioned to approve the Tax Adjustments as presented by the Clerk Auditor's Office. Chairman Wood seconded the motion. Both commissioners voted

aye and the motion passed.

Consideration Of A Business License Application For Straight Up Repair Services

Deputy Clerk Sweat stated that this business is a mobile mechanic in Roosevelt. No repairs will be done at their home. This has been approved by the Planning and Zoning Department. *Commissioner Peatross motioned to approve the business license as presented by the Clerk Auditor's Office. Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.*

Consideration Of Minutes For Combined Commission Meeting Held August 06, 2012

Commissioner Peatross motioned to approve the minutes with the necessary corrections. Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.

Consideration Of Minutes For Working Commission Meeting Held August 13, 2012

Assistant Casper stated that these are not ready for approval.

Consideration Of Minutes For Regular Commission Meeting Held August 13, 2012

Commissioner Peatross motioned to approve the minutes with the necessary corrections. Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.

Closed Meeting -

Commissioner Peatross motioned to go into and out of closed session for the purpose of discussing personnel issues at 10:26 A.M. Chairman Wood seconded the motion. Both commissioners voted aye and the motion passed.

Reentered Combined Commission Meeting at 12:18 P.M.

Commission Calendaring

Adjourn

Chairman Wood adjourned the meeting at 12:18 A.M...

Read and approved this 27th day of August 2012.

Kirk J. Wood

Commission Chairman

Diane Freston

Clerk/Auditor

*Minutes of meeting prepared by BobbiJo Casper*_____